



In re Application of: Simionescu et al.)
 Serial No: 10/722,142)
 Filed: November 24, 2003)
 Confirmation No: 4675)
 Title: Fixation Method for Bioprosthesis)

Group Art Unit: 1751
 Examiner: P. Kumar
 Our Client ID: 22827
 Our Account No: 04-1403

Commissioner for Patents
 U.S. Patent and Trademark Office
 Post Office Box 1450
 Alexandria, VA 22313-1450

AMENDMENT

This is a response/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is to be treated as the signature to the attachment in absence of a signature thereto.

Fee requirements (if any) have been calculated as shown below:

Claims remaining after amendment	Highest number previously paid for	Present Extra	Additional Fee
Total Effective Claims 22 minus 46 = 0		X \$50 =	\$ 0.00
Independent Claims 2 minus 5 = 0		x \$200 =	\$ 0.00
If amendment enters <u>proper</u> multiple dependent claim(s) into this application for <u>first</u> time, add \$290.00 (per application)			\$ 0.00
Since Official Action set an <u>original</u> due date of <u>July 6, 2006</u> , PETITION is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$120; 2 months \$450; 3 months \$1020; 4 months \$1590, 5 months \$2,160)			\$ 0.00
If Terminal Disclaimer enclosed, add Rule 20(d) Official Fee (\$130.00)			\$ 0.00
SUBTOTAL:			\$ 0.00
If "small entity" verified statement filed [] previously, [] herewith, enter one-half (1/2) of subtotal and <u>subtract</u>			\$ 0.00
TOTAL:			\$ 0.00
Other: <u>Information Disclosure Statement</u>			\$ 180.00
TOTAL FEE ENCLOSED:			\$ 180.00

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

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DORITY & MANNING
ATTORNEYS AT LAW, P.A.

By: Christina L. Mangelsen, Patent Agent Reg. No: 50,244
 Date: June 30, 2006
 Signature: [Signature]

I hereby certify that this correspondence and any referenced attachment and fee are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop – Amendment, Commissioner for Patents, U.S. Patent and Trademark Office, Post Office Box 1450, Alexandria, VA 22313-1450, on June 30, 2006.

Sandra S. Perkins

(Typed or printed name of person mailing paper or fee)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Simionescu et al.

Serial No: 10/722,142

Filed: November 24, 2003

Confirmation No: 4675

Title: Fixation Method for Bioprostheses



Group Art Unit: 1751

Examiner: Preeti Kumar

Our Account No: 04-1403

Customer No: 22827

Commissioner for Patents
U.S. Patent and Trademark Office
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Sir:

The following is an Information Disclosure Statement for the captioned patent application, pursuant to 37 CFR Sections 1.56, 1.97, and 1.98.

1.[x] Attached hereto is:

- a.[x] A list of materials for consideration per Rule 98(a)(1): 1 page(s) citing 2 item(s)
- b.[x] A legible copy of each patent, publication, or other item listed per Rule 98(1)(2), unless not required per Rule 98 and/or as indicated on the attached list(s):
0 item(s) attached
- c.[] For each non-English language item listed, pursuant to Rule 98(a)(3), a concise explanation of the relevance thereof as it is presently understood by the individual designated in Rule 56(c) most knowledgeable about the content of such items: _____

[] Such explanation is provided in the Search Report from a corresponding application enclosed herewith along with any enclosed translation into English.

2.[x] This Information Disclosure Statement is being filed [CHECK ONE]:

- a.[] WITHIN THREE MONTHS of the application filing date, national stage date of entry, or along with or after a request for continued examination, OR BEFORE the mailing date of a first Office Action on the merits, which ever event occurs last, WHEREFORE per Rule 97(b) NO filing fee or Rule 97(e) certificate is required.
- b.[x] AFTER the time periods of section 2.a above, but BEFORE a Final Action, Notice of Allowance OR an action that otherwise closes prosecution, WHEREFORE PER Rule 97(c) submitted herewith is [CHECK ONE]:
- i.[x] Certification per Rule 97(e); OR
- ii.[x] Filing Fee per Rule 17(p)\$180.00
- c.[] AFTER a Final Action OR Notice of Allowance, but BEFORE payment of the issue fee, WHEREFORE per Rule 97(d) submitted herewith is:
- i. Certification per Rule 97(e); AND
- ii. Filing fee per Rule 17(p)\$180.00

3.[] Rule 97(e) Certification; per Rule 97(e), the undersigned certifying party make the following certification statement [CHECK ONE]:

- a.[] That each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement; OR
- b.[] That no item of information contained in this Information Disclosure Statement was cited in a foreign patent office in a counterpart foreign application and to the knowledge of the undersigned after making a reasonable inquiry, was known to any individual designated in Rule 56(c) more than three months prior to the filing of this statement.

CERTIFYING PARTY (if different from bottom signature; omission here indicates that certification is being made by signer per signature below).

Name: _____ Signature: _____
Address: _____ Date: _____

- 4.[x] DEPOSIT ACCOUNT AUTHORIZATION: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

- 5.[x] CERTIFICATE OF MAILING: This Information Disclosure Statement is being filed pursuant to [CHECK AND COMPLETE ONE]:

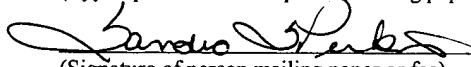
- a.[x] First Class Mail Certificate of Mailing under Rule 8:

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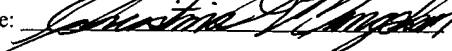
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DORITY & MANNING, ATTORNEYS AT LAW, P.A.

By: Christina L. Mangelsen, Patent Agent

Reg. No: 50,244

Signature: 

Date: June 30, 2006

CERTIFYING PARTY (if different from bottom signature; omission here indicates that certification is being made by signer per signature below).

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Signature: 

Date: June 30, 2006

(Rev. 5/92) Information Disclosure Statement List By Applicant(s) Under 37 CFR Section 1.98(a) (1) (Use several sheets if necessary)	Attorney Docket Number: CXU-379	Serial Number: 10/722,142
	Applicant: Simionescu et al.	
	Filing Date: November 24, 2003 Confirmation No: 4675	Group Art Unit: 3738

NOTE:

If no indication is made in the column marked "COPY NOTE," the required legible copy of the corresponding item is submitted herewith; otherwise, a copy is not required and/or not submitted, for the following reason(s) [corresponding reason number is listed in "COPY NOTE" column]

- (1) This item is cumulative, per Rule 98(c)
- (2) A copy of this item was previously cited by or submitted to the U.S. Patent and Trademark Office in:
 USSN _____, filed _____, or
 USSN _____, filed _____;
 Relied on under 35 U.S.C. Section 120, per Rule 98(d)
- (3) Both reasons (1) and (2) apply
- (4) No legible complete copy is possessed, in custody of controlled, or readily available
- (5) Per the U.S. Patent and Trademark Office's waiver of Rule 98(a)(2)(i), the item is a U.S. patent or patent application publication, and the present application was filed after June 30, 2003.

U.S. PATENT DOCUMENTS

EXAMINER INITIALS	PATENTEE NAME	PATENT NUMBER								ISSUE DATE	COPY NOTE
	Vyavahare et al.	6	3	9	1	5	3	8		05/21/2002	5
	Pathak et al.	6	4	7	9	0	7	9		11/12/2002	5

U.S. PATENT APPLICATION PUBLICATIONS

EXAMINER INITIALS	APPLICANT'S NAME	PUBLICATION NUMBER								PUBLICATION DATE	COPY NOTE

FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS	COUNTRY	DOCUMENT NUMBER								PUBLICATION DATE	TRANSLATION			COPY NOTE
											YES	NO	N/A	

*"NO" means that no copy of an English language translation is within the possession, custody, or control of, or is readily available to any individual designated in Rule 56(c).

EXAMINER INITIALS	OTHER DOCUMENTS		COPY NOTE
	Specify author (if any), Title, Pertinent Pages, Date & Place of Publication		
EXAMINER	DATE CONSIDERED		
Examiner: initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.			